

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,

v.

CARLOS NUNEZ PEREZ,

v,

CONRADO HECTOR LITA
MORALES aka CONRADO H.
MORALES LITA, HERIBERTO G.
REYNOSA CHAVEZ aka
HERIBERTO C. REYNOSA
GROOM,

Defendants.

No. CR 3 06 70738 EMC

CR 3 06 70743 EMC

~~PROPOSED~~ STIPULATED ORDER
CONTINUING ARRAIGNMENT OR
PRELIMINARY HEARING

The defendants in the above-entitled complaints are currently scheduled for arraignment on December 13, 2006. It is anticipated that these two complaints will be consolidated into one indictment.

In this proposed stipulated order the parties jointly request that the arraignment on December 13, 2006 be vacated. Counsel for Mr. Nunez Perez requests that his arraignment proceed on Wednesday, December 20, 2006. Counsel for Mr. Morales and Mr. Chavez request that the

1 arraignment for these two defendants proceed on December 22, 2006.

2 Counsel for Mr. Chavez will be unavailable for arraignment on the 13th because of a family
3 illness. Counsel for Mr. Nunez Perez requests this continuance as he and counsel for the government
4 explore the possibility of a pre-indictment resolution. Counsel for Mr. Morales agrees with this
5 continuance as he finalizes efforts regarding seeking his client's release on bail.

6 The government has no objection to these proposed continuances and joins in this motion.

7 Therefore, for good cause shown the arraignments on December 13, 2006 are vacated. Mr.
8 Nunez Perez shall be added to this Court's calendar on December 20, 2006 for arraignment or
9 preliminary hearing. The remaining two co-defendants shall be added to this Court's calendar on
10 Friday, December 22, for arraignment or preliminary hearing. The Court finds good cause to
11 continue the arraignments or preliminary hearings under Rule 5 of the Federal Rules of Criminal

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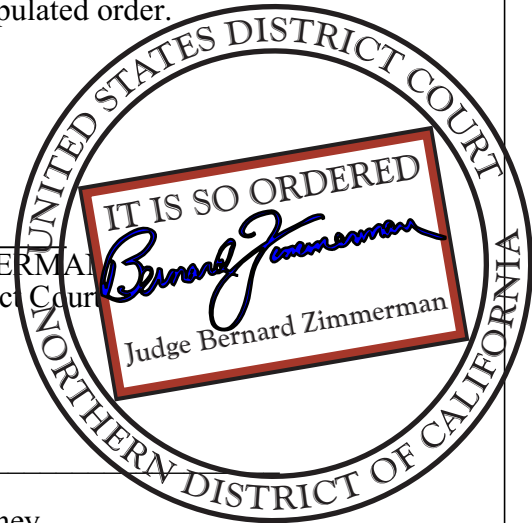
1 Procedure, based on the reasons articulated in this proposed stipulated order.

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3 IT IS SO ORDERED.

4 December 11, 2006

5 DATED

BERNARD ZIMMERMAN
United States District Court



7 IT IS SO STIPULATED.

8 12/11/06
9 DATED

/s
KEVIN V. RYAN
United States Attorney
Northern District of California
DAVID HALL
Assistant United States Attorney

12 12/11/06
13 DATED

/s
BARRY J. PORTMAN
Federal Public Defender
Northern District of California
STEVEN G. KALAR
Assistant Federal Public Defender
Counsel for Nunez Perez

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18 DATED

/s
JULIANA DROUS
Counsel for Heriberto Chavez

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20 DATED

/s
MARK GOLDROSEN
Counsel for Conrado Morales